No. 75

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

WEDNESDAY, SEPTEMBER 18, 2013 1:30 p.m.

REPORTS OF STANDING COMMITTEES THIRD READING HR 128 Rep. Slavens **HB** 4736 Rep. Darany A resolution to declare September 2013 as Alzheimer's Health; diseases; expedited partner therapy; authorize, and provide immunity from civil, criminal, and administra-Month in the state of Michigan. (Reported by the Committee on Health Policy.) tive liability under certain circumstances. Amends secs. 17745, 17751, 17754 & 17757 of 1978 PA (For text of resolution, see House Journal No. 43, 368 (MCL 333.17745 et seq.) & adds sec. 5110. page 641 or Session Website.) (Reported by the Committee on Health Policy.) (For House substitute (H-2), see Session Website.) HR 129 Rep. Slavens _ 7 <u>__</u> A resolution to declare September 21, 2013, as **HB** 4576 Rep. Crawford Alzheimer's Action Day in the state of Michigan. Occupations; insurance; licensing and regulation for (Reported by the Committee on Health Policy.) navigators; provide for. (For text of resolution, see House Journal No. 43, Amends secs. 102, 249a, 1201, 1238 & 1242 of 1956 PA page 641 or Session Website.) 218 (MCL 500.102 et seq.) & adds secs. 1229, 1230, 1231, ____ 3 _____ 1231a & 1231b. **HR 210** Rep. Haines (Reported by the Committee on Health Policy.) (For House substitute (H-3), see Session Website.) A resolution to declare September 2013 as Safe Sleep Awareness Month in the state of Michigan. (Reported by the Committee on Health Policy.) 4636 Rep. Leonard HB (For text of resolution, see House Journal No. 71, Crime victims; rights; requirement for paying restitution page 1378 or Session Website.) to deceased crime victim; clarify. Amends secs. 16, 44 & 76 of 1985 PA 87 (MCL 780.766 (Reported by the Committee on Judiciary.) MESSAGES FROM THE SENATE **162** Sen. Nofs SB Courts; jurisdiction; jurisdiction for prosecution of fel-HB 4732 Rep. MacMaster ony offenses; expand to include county where consequence Construction; code; definition of building; exempt agriintended to have effect. cultural roadside sale stands. Amends sec. 8, ch. II of 1927 PA 175 (MCL 762.8). Amends secs. 2a & 10 of 1972 PA 230 (MCL 125.1502a (Reported by the Committee on Judiciary.) & 125.1510). (For Senate substitute (S-1), see Session Website.) (Returned from Senate with Senate substitute (S-1) **—** 10 and immediate effect; laid over 1 day September 11, HB 4013 Rep. Heise 2013.) Human services; medical services; use of pooled trusts (I.E. House June 5, 2013.)

THIRD READING

(For Senate substitute (S-1), see Session Website.)

5

HB 4454 Rep. Segal

Education; attendance; religious holiday absences; prohibit from counting against a student's attendance record.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1566.

(Reported by the Committee on Education.)

HB 4833 Rep. Heise Elections; recour

Reform.)

adds sec. 106b.

for medicaid eligibility; authorize.

Elections; recounts; recount deposit; increase. Amends secs. 867 & 881 of 1954 PA 116 (MCL 168.867 & 168.881).

(For House substitute (H-3), see Session Website.)

(Reported by the Committee on Elections and Ethics.) (For House substitute (H-4), see Session Website.)

Amends sec. 106 of 1939 PA 280 (MCL 400.106) &

(Reported by the Committee on Financial Liability

THIRD READING

____ 12 _____

HB 4703 Rep. Farrington

State financing and management; escheats; appeals process for unclaimed property; create.

Amends 1995 PÅ 29 (MCL 567.221 - 567.265) by adding sec. 31a.

(Reported by the Committee on Tax Policy.)

SECOND READING

____ 13 ____

HB 4051 Rep. Kurtz

Trade; containers; attempts to return nonrefundable containers; establish penalties.

Amends sec. 4a of 1976 IL 1 (MCL 445.574a).

(Reported by the Committee on Regulatory Reform.)

— 14 —

HB 4092 Rep. Kurtz

Criminal procedure; sentencing guidelines; sentencing guidelines for certain attempts to return nonrefundable containers; enact.

Amends sec. 19, ch. XVII of 1927 PA 175 (MCL 777.19).

(Reported by the Committee on Regulatory Reform.)

_____ 15 _____

HB 4121 Rep. Rogers

Property tax; exemptions; 5-year tax abatement for purchase of certain school district property; provide for.

Amends 1893 PA 206 (MCL 211.1 - 211.155) by adding sec. 711.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

____ 16 _____

HB 4249 Rep. Poleski

Labor; benefits; ordinance regarding employer leave requirements; provide for statewide uniformity.

Creates new act.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-2), see Session Website.)

HB 4135 Rep. Foster

Property tax; principal residence exemption; eligibility to claim exemption on certain homes in foreclosure claimed by certain foreclosing entities; eliminate requirement to pay amount equivalent to school operating mills.

Amends sec. 7cc of 1893 PA 206 (MCL 211.7cc).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

— 18 **—**

HB 4394 Rep. Howrylak

Townships; other; filing deadline for local ballot question; modify.

Amends sec. 8 of 1846 RS 16 (MCL 41.8).

(Reported by the Committee on Elections and Ethics.) (For proposed House substitute (H-1), see Session Website.)

SECOND READING

----- 19 -------

HB 4612 Rep. Lund

Insurance; no-fault; coverage and benefits; make miscellaneous changes and create an insurance fraud prevention authority.

Amends title & secs. 102, 3101, 3104, 3107, 3114, 3135, 3148, 3157, 3163, 3172, 3301, 3330, 4501 & 6107 of 1956 PA 218 (MCL 500.102 et seq.) & adds secs. 3104a, 3107c & 3181 & ch. 63.

(Reported by the Committee on Insurance.)

(For proposed House substitute (H-1), see Session Website.)

____ 20 _____

HB 4571 Rep. Schmidt

Aeronautics; other; excise tax on aviation fuel; repeal and impose wholesale tax.

Amends sec. 203 of 1945 PA 327 (MCL 259.203).

(Reported by the Committee on Transportation and Infrastructure.)

(For proposed House substitute (H-2), see Session Website.)

___ 21 _____

HB 4572 Rep. Schmidt

Sales tax; exemptions; aviation turbine fuel and aviation gasoline; exempt.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 4ee.

(Reported by the Committee on Transportation and Infrastructure.)

(For proposed House substitute (H-2), see Session Website.)

____ 22 _____

HB 4083 Rep. Lori

Law enforcement; other; Michigan crime stoppers act; create, and provide for criminal assessments to fund crime stopper activities.

Creates new act.

(Reported by the Committee on Criminal Justice.)

____ 23 _____

HB 4441 Rep. Lori

Watercraft; safety; certain provisions in the natural resources and environmental protection act regarding operating a vessel while intoxicated or impaired or with an unlawful bodily alcohol content; revise.

Amends secs. 80101, 80102, 80104, 80171, 80176, 80177, 80178, 80180, 80183, 80184, 80186, 80187 & 80190 of 1994 PA 451 (MCL 324.80101 et seq.) & adds secs. 80178a & 80178b.

(Reported by the Committee on Criminal Justice.)

____ 24 ______

HB 4442 Rep. Lori

Criminal procedure; sentencing guidelines; sentencing guidelines for operating vessel while intoxicated or impaired or with an unlawful bodily alcohol content; revise.

Amends sec. 13g, ch. XVII of 1927 PA 175 (MCL 777.13g).

(Reported by the Committee on Criminal Justice.)

____ 25 _____

HB 4443 Rep. Pagel

Vehicles; snowmobiles; operation of a snowmobile by certain individuals under the influence of alcoholic liquor or a controlled substance; prohibit.

Amends secs. 82101, 82127, 82128, 82129, 82130, 82136, 82139, 82140, 82142, 82143, 82144, 82146 & 82148 of 1994 PA 451 (MCL 324.82101 et seq.) & adds secs. 82129a & 82129b.

(Reported by the Committee on Criminal Justice.)

— 26 ———

HB 4444 Rep. Pagel

Criminal procedure; sentencing guidelines; sentencing guidelines for operating snowmobile under influence of alcoholic liquor; revise.

Amends sec. 13g, ch. XVII of 1927 PA 175 (MCL 777.13g).

(Reported by the Committee on Criminal Justice.)

____ 27 _____

HB 4445 Rep. Kandrevas

Vehicles; off-road; operation of an off-road vehicle by certain individuals under the influence of or visibly impaired by alcohol or a controlled substance; prohibit.

Amends secs. 81101, 81134, 81136, 81137, 81140, 81141 & 81144 of 1994 PA 451 (MCL 324.81101 et seq.); adds sec. 81140b & repeals sec. 81135 of 1994 PA 451 (MCL 324.81135).

(Reported by the Committee on Criminal Justice.)

- 28 ------

HB 4446 Rep. Kandrevas

Criminal procedure; sentencing guidelines; sentencing guidelines for operating ORV under influence of or visibly impaired by alcohol or a controlled substance; enact.

Amends sec. 13g, ch. XVII of 1927 PA 175 (MCL 777.13g).

(Reported by the Committee on Criminal Justice.)

_____ 29 _____

SB 7 Sen. Rocca

Natural resources; other; reference to definition of newspaper in natural resources and environmental protection act; revise to reflect repeal of statutory definition.

Amends sec. 2133 of 1994 PA 451 (MCL 324.2133).

(Reported by the Committee on Local Government.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

_____ 30 _____

SB 8 Sen. Rocca

Civil procedure; other; methods for publication of legal notices; modify.

Amends sec. 1 of 1963 PA 247 (MCL 691.1051) & repeals secs. 1461 & 1950 of 1961 PA 236 (MCL 600.1461 & 600.1950).

(Reported by the Committee on Local Government.) (For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

SECOND READING

HB 4546 Rep. Outman

Agriculture; products; potato industry commission; modify provisions for operations and determining assessment rates.

Amends secs. 1, 2, 3, 4, 8 & 9a of 1970 PA 29 (MCL 290.421 et seq.).

(Reported by the Committee on Agriculture.)

(For proposed House amendment, see House Journal No. 46, page 715 or Session Website.)

____ 32 _____

HB 4186 Rep. Oakes

Criminal procedure; expunction; record expunction for certain offenders; expand, and provide for under certain circumstances.

Amends secs. 1, 3 & 4 of 1965 PA 213 (MCL 780.621 et seq.).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-1), see Session Website.)

____ 33 _____

HB 4677 Rep. Potvin

Sales tax; distribution; portion of sales tax revenue; earmark to transportation fund.

Amends sec. 25 of 1933 PA 167 (MCL 205.75).

(Reported by the Committee on Transportation and Infrastructure.)

(For proposed House substitute (H-3), see Session Website.)

— 34 ———

HB 4300 Rep. Kandrevas

Crimes; animals; ownership, possession, breeding, sale, and importing of nonhuman primates as pets; prohibit under certain circumstances and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 70a.

(Reported by the Committee on Criminal Justice.)

(For proposed House amendments, see House Journal No. 49, page 772 or Session Website.)

____ 35 _____

HB 4625 Rep. Lund

Education; school districts; criteria for establishment of compensation levels or adjustments; modify.

Amends sec. 1250 of 1976 PA 451 (MCL 380.1250).

(Reported by the Committee on Education.)

(For House substitute (H-1), see Session Website.)

____ 36 _____

SB 135 Sen. Jones

Crimes; criminal sexual conduct; age of consent for sexual contact between school employee and student; revise.

Amends secs. 520d & 520e of 1931 PA 328 (MCL 750.520d & 750.520e).

(Reported by the Committee on Judiciary.) (For Senate substitute (S-2), see Session Website.)

SB 236 Sen. Schuitmaker

Civil procedure; costs and fees; fee for publication of legal notice; eliminate sunset for annual increases for inflation

Amends sec. 2534 of 1961 PA 236 (MCL 600.2534). (Reported by the Committee on Judiciary.)

____ 38 _____

SB 89 Sen. Robertson

Sales tax; collections; sales tax on difference between trade-in and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 1 of 1933 PA 167 (MCL 205.51).

(Reported by the Committee on Tax Policy.)

(For Senate substitute (S-1), see Session Website.)

_____ 39 _____

SB 90 Sen. Robertson

Use tax; collections; use tax on difference between tradein and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 2 of 1937 PA 94 (MCL 205.92).

(Reported by the Committee on Tax Policy.)

(For Senate substitute (S-1), see Session Website.)

HB 4110 Rep. Glardon

Property tax; exemptions; principal residence of certain disabled veterans and surviving spouses; exempt.

Amends 1893 PA 206 (MCL 211.1 - 211.155) by adding sec. 700.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-2), see Session Website.)

HB 4698 Rep. Dianda

Property tax; exemptions; homestead tax exemption for veterans; expand.

Amends sec. 7b of 1893 PA 206 (MCL 211.7b).

(Reported by the Committee on Tax Policy.)

42

SB 352 Sen. Hildenbrand

Property tax; exemptions; principal residence of disabled veterans; exempt.

Amends sec. 7b of 1893 PA 206 (MCL 211.7b).

(Reported by the Committee on Tax Policy.)

(For Senate substitute (S-1), see Session Website.)

—— 43 **——**

SB 221 Sen. Jones

Criminal procedure; sex offender registration; registration fee for nonincarcerated offenders; establish on an annual basis.

Amends sec. 5a of 1994 PA 295 (MCL 28.725a).

(Reported by the Committee on Criminal Justice.) (For Senate substitute (S-2), see Session Website.)

SECOND READING

SB 92 Sen. Green

Health; occupations; pharmacy technicians; license and regulate.

Amends secs. 16333, 17705, 17707, 17711, 17721 & 17731 of 1978 PA 368 (MCL 333.16333 et seq.) & adds secs. 17735, 17736 & 17744a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-5), see Session Website.)

HB 4101 Rep. Faris

Vehicles; fund-raising registration plates; fund-raising plates for girl scouts of America; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811u.

(Reported by the Committee on Transportation and Infrastructure.)

(For proposed House substitute (H-1), see Session Website.)

SB 64 Sen. Brandenburg

Taxation; administration; liability for taxes collected and unpaid taxes; modify.

Amends sec. 27a of 1941 PA 122 (MCL 205.27a).

(Reported by the Committee on Tax Policy.)

SB 345 Sen. Kowall

Housing; housing development authority; sunset on increased bond principal cap; eliminate.

Amends sec. 32 of 1966 PA 346 (MCL 125.1432).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

HB 4633 Rep. Schmidt

Vehicles; registration plates; digital printing methods; require, and provide for 8 year expiration date.

Amends sec. 224 of 1949 PA 300 (MCL 257.224).

(Reported by the Committee on Transportation and Infrastructure.)

(For proposed House substitute (H-4), see Session Website.)

49

HB 4298 Rep. Bumstead

Property tax; delinquent taxes; notice by publication; revise.

Amends secs. 78f & 78i of 1893 PA 206 (MCL 211.78f & 211.78i) & adds sec. 78q.

(Reported by the Committee on Local Government.) (For proposed House substitute (H-2), see Session Website.)

SB 283 Sen. Meekhof

SEPTEMBER 18, 2013

Campaign finance; contributions and expenditures; annual signature requirement for political action committees checkoff for payroll deductions; eliminate.

Amends sec. 55 of 1976 PA 388 (MCL 169.255).

(Reported by the Committee on Elections and Ethics.)

— 51 —

HB 4003 Rep. Walsh

Taxation; administration; offer-in-compromise program; provide for.

Amends sec. 28 of 1941 PA 122 (MCL 205.28) & adds sec. 23a.

(Reported by the Committee on Tax Policy.)

_____ 52 _____

HB **4202** Rep. Kowall

Sales tax; collections; collection of tax on internet sales; provide for.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-3), see Session Website.)

____ 53 ____

HB 4203 Rep. VerHeulen

Use tax; collections; collection of tax on internet sales; provide for.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 5a.

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-3), see Session Website.)

HB 4567 Rep. Kowall

Crimes; intoxication or impairment; penalties for certain alcohol- and drug-related driving violations; increase.

Amends sec. 625 of 1949 PA 300 (MCL 257.625).

(Reported by the Committee on Criminal Justice.) (For proposed House substitute (H-1), see Session

Website.)

____ 55 _____ HB 4568 Rep. Kowall

Criminal procedure; sentencing guidelines; sentencing guidelines for certain alcohol- and controlled substancerelated driving violations; revise.

Amends sec. 12f, ch. XVII of 1927 PA 175 (MCL 777.12f).

(Reported by the Committee on Criminal Justice.)

HB 4694 Rep. Cotter

Courts; circuit court; mental health court; create. Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. heading & secs. 1090, 1091, 1092 & 1093.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

SECOND READING

HB 4695 Rep. Haines

Courts; circuit court; mental health court; create.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 1097 & 1098.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

____ 58 _____

HB 4696 Rep. Walsh

Courts; circuit court; mental health court; create.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 1094, 1095 & 1096.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

____ 59 _____

HB **4697** Rep. O'Brien

Courts; circuit court; mental health court; create.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 1099 & 1099a.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

____ 60 _____

HB **4770** Rep. Lipton

Law enforcement; reports; requirements for gaining access to motor vehicle accident reports within 30 days of the report being filed; establish, and provide penalties for noncompliance.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 503.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

----- 61 -------

HB 4771 Rep. Graves

Crimes; other; intentionally contacting individual who has sustained personal injury or family member of that individual with direct solicitation to provide service; prohibit under certain circumstances and provide a penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 410b.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

____ 62 _____

HB 4772 Rep. Cotter

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawfully accessing motor vehicle accident report; establish.

Amends sec. 16x, ch. XVII of 1927 PA 175 (MCL 777.16x).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

— 63 ——

HB 4585 Rep. VerHeulen

Occupations; architects, professional engineers, and surveyors; requirement that licensees have seals as a condition to licensure; revise to allow licensees to satisfy requirement with an electronic seal.

Amends secs. 2007 & 2008 of 1980 PA 299 (MCL 339.2007 & 339.2008).

(Reported by the Committee on Regulatory Reform.) (For proposed House substitute (H-2), see Session Website.)

____ 64 _____

HB 4937 Rep. Nesbitt

Public utilities; other; Michigan public service commission obligation to require utilities to maintain the uncollectibles allowance recovery fund; eliminate.

Amends sec. 3 of 2000 PA 322 (MCL 285.303) & repeals (See bill).

(Reported by the Committee on Energy and Technology.)

(For proposed House substitute (H-1), see Session Website.)

SPECIAL, STANDING, AND STATUTORY COMMITTEE MEETINGS

(For an updated listing of committee meetings, go to http:\\www.michiganlegislature.org and click on Committee Meetings.)

BILLS IN CONFERENCE									
D'II N	D + 0.771/4	Conferees		Report Agreed to					
Bill No.	Brief Title	House	Senate	House	Senate				
SB 182	Appropriations; zero budget; school aid	Rogers	Walker						
	appropriations; provide for fiscal year	Potvin	Kahn						
	2013-2014.	Dillon	Hopgood						
SB 184	Appropriations; zero budget; department of	VerHeulen	Pappageorge						
	transportation; provide for fiscal year	Muxlow	Kahn						
	2013-2014.	Kandrevas	Anderson						
SB 185	Appropriations; zero budget; department of	McCready	Colbeck						
	state police; provide for fiscal year 2013-2014.	Jenkins	Kahn						
		McCann	Gregory						
SB 187	Appropriations; zero budget; department of	Jenkins	Colbeck						
	military and veterans affairs; provide for	MacGregor	Kahn						
	fiscal year 2013-2014.	Roberts	Gregory						
SB 188	Appropriations; zero budget; department of	Bumstead	Green						
	natural resources; provide for fiscal year	McCready	Kahn						
	2013-2014.	Brown	Hopgood						
SB 189	Appropriations; zero budget; department of	Forlini	Jansen						
	insurance and financial services; provide for	Pscholka	Kahn						
	fiscal year 2013-2014.	Faris	Johnson						
SB 190	Appropriations; zero budget; department of	Forlini	Jansen						
	licensing and regulatory affairs; provide	Pscholka	Kahn						
	for fiscal year 2013-2014.	Faris	Johnson						
SB 191	Appropriations; zero budget; judiciary;	Walsh	Proos						
	provide for fiscal year 2013-2014.	VerHeulen	Kahn						
	-	Faris	Johnson						

	BILLS IN C				
		Conferees		Report Agreed to	
Bill No.	Brief Title	House	Senate	House	Senate
SB 192	Appropriations; zero budget; department of human services; provide for fiscal year 2013-2014.	MacGregor McCready Tlaib	Caswell Kahn Gregory		
SB 193	Appropriations; zero budget; higher education; provide for fiscal year 2013-2014.	Pscholka Walsh Singh	Schuitmaker Kahn Hood		
SB 194	Appropriations; zero budget; general government; provide for fiscal year 2013-2014.	Poleski Kowall Durhal	Pappageorge Kahn Johnson		
SB 195	Appropriations; zero budget; department of environmental quality; provide for fiscal year 2013-2014.	Kowall Forlini Roberts	Green Kahn Hopgood		
SB 196	Appropriations; zero budget; department of education; provide for fiscal year 2013-2014.	Rogers Lori Singh	Walker Kahn Hopgood		
SB 197	Appropriations; zero budget; department of corrections; provide for fiscal year 2013-2014.	MacMaster Poleski Kandrevas	Proos Kahn Anderson		
SB 198	Appropriations; zero budget; department of community health; provide for fiscal year 2013-2014.	Lori VerHeulen Tlaib	Moolenaar Kahn Gregory		
SB 199	Appropriations; zero budget; community colleges; provide for fiscal year 2013-2014.	Muxlow MacMaster Zemke	Booher Kahn Anderson		
SB 201	Appropriations; zero budget; department of agriculture and rural development; provide for fiscal year 2013-2014.	Potvin Jenkins Brown	Green Kahn Hopgood		